



CANNON BUILDING
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STATE OF DELAWARE
BOARD OF ARCHITECTS

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PUBLIC MEETING MINUTES:	BOARD OF ARCHITECTS
MEETING DATE AND TIME:	Wednesday, January 7, 2015 at 1:30 p.m.
PLACE:	861 Silver Lake Blvd., Conference Room B, Second floor, Dover, Delaware
MINUTES APPROVED:	February 4, 2015

MEMBERS PRESENT

John Mateyko, RA, Professional Member, President
Paul Guggenberger, RA, Professional Member
Todd Breck, RA, Professional Member
Kevin Wilson, RA, Professional Member, Secretary
Joseph Schorah, Public Member
Elizabeth Happoldt, Public Member

DIVISION STAFF/DEPUTY ATTORNEY GENERAL

Jennifer Singh, Deputy Attorney General
Flora Peer, Administrative Specialist II

ABSENT

Richard Wertz, RA, Professional Member

OTHERS PRESENT

Nancy Payne, AIA Delaware
Philip R. Conte, AIA Delaware
Peter H. Jennings, AIA Delaware
William E. Holloway, AIA Delaware
C. Scott Kidner, AIA Delaware
Scott Edmonston, AIA Delaware

Call to Order

Mr. Mateyko called the meeting to order at 1:39p.m.

Review and Approval of Minutes

The Board reviewed the minutes of the December 3, 2014 meeting. Mr. Guggenberger made a motion, seconded by Mr. Breck to accept the minutes as presented. The motion carried unanimously.

The Board reviewed the minutes of the December 3, 2014 subcommittee meeting. Mr. Guggenberger made a motion, seconded by Mr. Wilson to accept the minutes as presented. The motion carried unanimously.

Unfinished Business

Discussion for Proposed Bill – Discuss AIA Comments

Mr. Mateyko stated that members of AIA Delaware were present to discuss the proposed bill for reciprocal registration requirement changes. Mr. Guggenberger stated that the Board had received and reviewed the AIA member comments. Mr. Mateyko invited members of the AIA to further discuss the comments. Bill Holloway introduced himself for the Board. Mr. Holloway stated that the AIA disagreed with the removal of NCARB standards from the rules and regulations and that the changes may be detrimental to the public's health safety and welfare. Mr. Holloway stated that NCARB has fulltime trained staff to review credentials and that the AIA feels that the Board is not equipped review applicant credentials. Mr. Breck stated that, in his experience, the Board is limiting itself when it comes to approving applications without NCARB certification. Mr. Breck stated that his concern was with applicants that have been practicing in one or more states for over twenty years who did not meet the education requirements. Mr. Holloway proposed setting up a committee, the Board members on the existing subcommittee and two members from AIA, to meet and discuss the proposed changes so that an agreement can be made. Mr. Guggenberger agreed that the committee meeting with members of the AIA would be in the Boards best interest. Mr. Wilson stated that there is mutual ground and agreed that the committee should meet. Mr. Breck made a motion, seconded by Mr. Wilson to schedule a subcommittee meeting, with members of AIA and members of the Board, to further discuss the proposed bill. The motion carried unanimously. The meeting would be held on January 20, 2015, 9:00am in conference room A.

Dwight McNeill – Request to Table Application

The Board reviewed Mr. McNeill's request to have his application tabled. Mr. Breck made a motion, seconded by Mr. Wilson motioned to table Mr. McNeill's application as requested. The motion carried unanimously.

New Business

New Complaints to Assign a Contact Person

There were no new complaints.

Ratification of Certificate of Authorization Application(s)

Mr. Wilson made a motion, seconded by Mr. Breck to ratify the Certificate of Authorization's issued below. The motion carried unanimously.

Perkins + Will, Inc.

Ratification of Reciprocity Applications – NCARB Certificate

Mr. Guggenberger made a motion, seconded by Mr. Schorah to ratify the applicants by NCARB certification. The motion carried unanimously.

Nayan Shah

Jeremy Philo

Vincent Sorrentino

John Capazzi

David McNeil

Pamela Zimmerman

Review of Application(s) by NCARB - None

Review of Re-Application(s) by NCARB

Mr. Wilson reviewed Joseph Mayer's application for the Board. Mr. Wilson made a motion, seconded by Mr. Breck, to approve Mr. Mayer's application for licensure. The motion carried unanimously.

Review of Application(s) for ARE - None

Review of Applications by Direct Application - None

Hearing Officer Recommendations

Timothy Long

Mr. Long submitted documentation for 24 CEUs that had been completed outside of the audit period. The Board reviewed Mr. Long's hearing officer recommendations. Mr. Long failed to comply with renewal requirements and falsely attested to compliance during the 2013 renewal. Mr. Long did not provide any documentation of hardships to explain his deficiency. Mr. Wilson made a motion, seconded by Mr. Breck, to accept the 24 CEUs completed outside of the audit period as make up credits that would not be used in any other audit period, a letter of reprimand for falsely attesting on his renewal, and a monetary penalty of \$1500.00 to be paid within 90 days of the Board order. Mr. Long's license will be audited at the time of the next renewal. If requirements are not completed within 90 days of the order, Mr. Long's license will be suspended without further notice. The motion carried unanimously.

Joseph Jancuska

The Board reviewed Mr. Jancuska's hearing officer recommendations. Mr. Wilson stated Mr. Jancuska had a health condition and had to shut down his firm. Mr. Jancuska had made up the 24 CEUs outside of the audit period. Mr. Wilson stated the Board understood that Mr. Jancuska had health issues but he had falsely attested on his renewal that he completed the required 24 CEUs. Mr. Breck made a motion, seconded by Mr. Schorah, to accept the 24 CEUs completed outside of the audit period as make up credits that would not be used toward any other renewal period, a monetary penalty of \$1500.00 reduced to \$1000.00 due to mitigating circumstances, and a letter of reprimand for false attestation. The motion carried unanimously.

John Hubert

The Board reviewed Mr. Hubert's hearing officer recommendations. Mr. Hubert stated that there had been a glitch in his CEU providers system. Mr. Hubert submitted 22 CEUs outside of the audit period. The Board discussed the hearing officer's findings of fact. Mr. Wilson stated that under 6.2.1.2 in the rules and regulations an architect shall complete and maintain forms as required by the Board certifying that the architect has completed the required continuing education hours. Forms may be audited by the Board for verification of compliance with these requirements. Documentation of reported continuing education hours shall be maintained by the architect for six years from the date of award. Mr. Wilson made a motion, seconded by Mr. Breck, to accept the 22 CEUs completed outside of the audit period as make up credits that would not be used toward any other renewal period, a monetary penalty of \$1500.00, and Mr. Hubert will be audited at the next time of renewal. The motion carried unanimously.

Gary Kanalstein

Ms. Singh stated that Mr. Kanalstein had not submitted proof of any CUEs, and failed to provide his seal. Mr. Kanalstein had responded to the audit with a letter stating that he would be retiring in March of 2014 and wanted to terminate his license. However, Mr. Kanalstein had renewed his license in 2013, as an active licensee he was required to meet the CEU obligations Mr. Kanalstein failed to comply with renewal requirements and falsely attested to compliance during the 2013 renewal. Mr. Kanalstein did not attend the hearing or submit documentation of completed CEUs. The Board discussed the hearing officer recommendations. Mr. Guggenberger made a motion, seconded by Ms. Happoldt, to suspend Mr. Kanalstein's license for a minimum of 30 days pending payment of the \$1500.00 monetary penalty and submittal of 24 CEUs. Also, Mr. Kanalstein will be audited at the next

time of renewal. If requirements are not completed within 90 days of the order, Mr. Kanalstein's license will be suspended without further notice. The motion carried unanimously.

Kenneth Mackenzie

Mr. Mackenzie provided proof of 2 CEUs completed during the audit period and 18 CEUs completed outside of the audit period. Mr. Mackenzie falsely attested on his renewal to completing the required 24 CEUs. Mr. Breck made a motion, seconded by Mr. Guggenberger, to accept the 18 CEUs completed outside of the audit period as make up credits that will not be counted towards the next renewal, a letter of reprimand for false attestation, a monetary penalty of \$1500.00, and 4 make up CEUs to be submitted within 90 days of the Board order. Mr. Mackenzie will be audited at the time of the next renewal. If requirements are not completed within 90 days of the order, Mr. Mackenzie's license will be suspended without further notice. The motion carried unanimously.

Richard Alderiso

Ms. Singh stated the Mr. Alderiso did not submit any CEUs or his seal. Mr. Alderiso stated that he had not practiced in Delaware and did not plan to renew his license. However, Mr. Alderiso had renewed his license in 2013, as an active licensee he was required to meet the CEU obligations. Mr. Alderiso failed to meet the requirements and had falsely attested on his renewal. The Board discussed the hearing officer recommendations. Mr. Breck made a motion, seconded by Mr. Guggenberger, to suspend Mr. Alderiso's license for a minimum of 30 days pending payment of the \$1500.00 monetary penalty and submittal of proof of completion for 24 CEUs. The motion carried unanimously.

Joseph Benedetto

Mr. Benedetto submitted proof of 22 CEUs completed within the audit period and was informed of the deficiency. Mr. Benedetto submitted a duplicate certificates and documentation of CEUs completed outside of the audit period. Mr. Benedetto submitted a letter stating that he was in compliance but did not submit proof of completion of the 2 remaining credits completed during the audit period. Mr. Wilson made a motion, seconded by Mr. Breck, to accept 2 CEUs completed outside of the audit period as make up credits that would not be counted towards the next audit, a monetary penalty of \$1000.00 to be paid within 90 days of the order and a letter of reprimand. Mr. Benedetto will be audited at the time of the next renewal. If requirements are not completed within 90 days of the order, Mr. Benedetto's license will be suspended. The motion carried unanimously.

Richard Hayden

Mr. Hayden failed to respond to any of the audit notices sent to him by the Division and did not attend the hearing. Mr. Hayden did not provide proof of completion of any CEUs earned during the audit period. The Board reviewed the hearing officer recommendations. Mr. Breck made a motion, seconded by Mr. Schorah, to suspend Mr. Hayden's license for a minimum of 30 days pending payment of the monetary penalty of \$1500.00 and submittal of proof of completion for 24 CEUs. The motion carried unanimously.

Brian Brady

Mr. Brady provided proof of completion for 18.5 CEUs earned during the audit period, leaving him deficient 5.5 credits. Mr. Brady did not submit any additional credits and he did not attend the hearing. Mr. Brady submitted written exceptions stating that he had changed jobs and did not deliberately ignore the follow up audit requests or hearing notice and that his deficiency was an oversight. The Board reviewed the hearing officer recommendations and the letter sent by Mr. Brady. Mr. Breck made a motion, seconded by Mr. Wilson, to a monetary penalty of \$1500.00, proof of completion of 5.5 CEUs, to be submitted within 90 days of the order, and letter of reprimand will be issued for falsely attesting on his renewal. If requirements are not completed within 90 days of the order, Mr. Brady's

license will be suspended. Mr. Brady will be audited at the time of the next renewal. The motion carried unanimously.

Other Business Before the Board (for discussion only)

Mr. Breck asked about the carryover of 4 CEUs. The Board requested that the discussion of carry over credits be added to the February agenda.

Public Comment

There was no public comment.

Next Scheduled Meeting

The next meeting will be held on February 4, 2015 at 1:30 p.m. in Conference Room B, second floor of the Cannon Building, 861 Silver Lake Boulevard, Dover, Delaware.

Adjournment

With no further business before the board, Mr. Breck made a motion, seconded by Mr. Schorah, to adjourn the public meeting. The motion carried unanimously. The meeting adjourned at 3:33 p.m.

Respectfully Submitted,

A handwritten signature in black ink, appearing to read "Flora Peer". The signature is fluid and cursive, with the first name "Flora" written in a larger, more prominent script than the last name "Peer".

Flora Peer
Administrative Assistant II